

5. Any person, other than the adopting parents or the adopted person, who discloses information in violation of this section, is guilty of a simple misdemeanor.

Sec. 5. NEW SECTION. 600.16B FEES.

The supreme court shall prescribe and the department of human services shall adopt rules, to defray the actual cost of the provision of information or the opening of records pursuant to section 600.16 or 600.16A.

Approved May 4, 1992

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## CHAPTER 1197

### CITY FIRE AND POLICE RETIREMENT SYSTEMS

*H.F. 2061*

**AN ACT** relating to the transfer of assets of terminated city fire or police retirement systems with unfunded accrued liabilities to the statewide system, providing for the use of excess funds of terminated city systems, providing for certain benefits for employees of the statewide system, and providing effective and retroactive applicability dates.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 411.38, subsection 2, Code 1991, is amended to read as follows:

2. Transfer from each terminated city fire or police retirement system to the statewide system amounts sufficient to cover the accrued liabilities of that terminated system as determined by the actuary of the statewide system. If the actuary of the statewide system determines that the assets transferred by a terminated system are insufficient to fully fund the accrued liabilities of the terminated system as determined by the actuary as of January 1, 1992, the participating city may enter into an agreement with the statewide system to make additional annual contributions sufficient to amortize the unfunded accrued liability of the terminated system. The terms of an amortization agreement shall be based upon the recommendation of the actuary of the statewide system, and the agreement shall do each of the following:

a. Allow the city to make additional annual contributions over a period not to exceed thirty years from January 1, 1992.

b. Provide that the city shall pay a rate of return on the amortized amount that is at least equal to the estimated rate of return on the investments of the statewide system for the years covered by the amortization agreement.

c. Contain other terms and conditions as are approved by the board of trustees for the statewide system.

In the alternative, a city may treat the city's accrued unfunded liability for the terminated system as legal indebtedness to the statewide system for the purposes of section 384.24, subsection 3, paragraph "f".

Sec. 2. Section 411.38, unnumbered paragraph 2, Code 1991, is amended to read as follows:

It is the intent of the general assembly that a terminated city fire or police retirement system shall not subsidize any portion of any other system's unfunded liabilities in connection with the transition to the statewide system. The actuary of the statewide system shall determine if the assets of a terminated city fire or police retirement system would exceed the amount sufficient to cover the accrued liabilities of that terminated system as of January 1, 1992, using the alternative assumptions and the proposed assumptions.

As used in this section, unless the context otherwise requires, "alternative assumptions" means that the interest rate earned on investments of moneys in the fire and police retirement fund would be seven percent and that the state would not contribute to the fund under sections 411.8 and 411.20 after January 1, 1992, and "proposed assumptions" means that the interest rate earned on investments of moneys in the fire and police retirement fund would be seven and one-half percent and the state will pay contributions as provided pursuant to sections 411.8 and 411.20 after January 1, 1992. These assumptions are to be used solely for the purposes of this section, and shall not impact upon decisions of the board of trustees concerning the assumption of the interest rate earned on investments, or the contributions by the state as provided for in sections 411.8 and 411.20.

If the determination by the actuary using the alternative assumptions reflects that the assets of the terminated system exceed the amount sufficient to cover the accrued liabilities as of January 1, 1992, all excess funds as determined utilizing the alternative assumptions and the interest and earnings from those excess funds shall be used only as approved by the city council of the participating city. The city council may approve use of the excess funds to reduce only the city's contribution to the statewide system, or the city council may approve use of the excess funds to reduce the city's contribution and the members' contributions to the statewide system. If the city council approves use of the excess funds to reduce both the city's and the members' contributions, the members shall not withdraw the portion of the members' contributions paid from excess funds, as would otherwise be authorized in accordance with section 411.23.

If the determination by the actuary using the alternative assumptions reflects that the assets of the terminated system do not exceed the amount sufficient to cover the accrued liabilities as of January 1, 1992, but a determination by the actuary using the proposed assumptions reflects that the assets of the terminated system do exceed the amount sufficient to cover the accrued liabilities as of January 1, 1992, all excess funds as determined utilizing the proposed assumptions and the interest and earnings from those excess funds shall be used only to reduce the city's contribution rate to the statewide system. The participating city shall determine what portion of the excess funds shall be applied to reduce the city's contribution rate for a given year.

### Sec. 3. NEW SECTION. 411.39 BENEFITS FOR EMPLOYEES OF THE BOARD OF TRUSTEES FOR THE STATEWIDE SYSTEM.

1. As used in this section, unless the context otherwise requires:

a. "Benefit programs" mean the state life insurance program, the state health or medical insurance program, and the state employees disability program administered by the department of personnel.

b. "Employees" mean the secretary and other employees of the board of trustees for the statewide fire and police retirement system.

2. Employees are eligible to participate in the benefit programs for state employees. Participation in the benefit programs is optional, and an employee may participate by filing an election, in writing, with the board of trustees for the statewide system. The board of trustees shall file these elections with the department of personnel.

3. The board of trustees shall determine what, if any, amount of the costs or premiums of the benefit programs shall be paid by the participating employees, and shall deduct the amount from the wages of the participating employees. The board of trustees shall pay the remaining costs or premiums of the benefit programs from the fire and police retirement fund, including any portion to be attributed to an employer, and shall forward all amounts paid by participating employees and the board to the department of personnel.

4. Participating employees shall be exempted from preexisting medical condition waiting periods. Participating employees may change programs or coverage under the state health or medical service group insurance plan subject to the enrollment rules established for full-time state employees excluded from collective bargaining as provided in chapter 20. A participating employee or the participating employee's surviving spouse shall have the same rights

upon final termination of employment or death as are afforded full-time state employees and the employees' surviving spouses excluded from collective bargaining as provided in chapter 20.

Sec. 4. **EFFECTIVE AND RETROACTIVE APPLICABILITY DATES.** This Act, being deemed of immediate importance, takes effect upon enactment, and sections 1 and 2 apply retroactively to May 3, 1990.

Approved May 4, 1992

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## CHAPTER 1198

### COMMUNITY-BASED WORKPLACE LEARNING PROGRAMS

*H.F. 2287*

**AN ACT** to establish a community-based workplace learning program, and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. **BACKGROUND STATEMENT.** The changes which have taken place in national and global economic relationships have profoundly affected the skills that are needed in today's workplace. The typical high school student rarely possesses the requisite skills to permit the student to make the transition from the secondary education system to a high-skill, high-paying position. This is due in part to the fact that the skills that today's and tomorrow's workers need, and will continue to need, are not only the basic academic and appropriate job-specific skills that can be translated into a variety of workplace activities but also those high level technical skills that workers must have to perform complex workplace activities and that require not only in-depth knowledge but advanced occupational preparation or education. The failure to make the school-to-work transition is also due in part to the need of many students to recognize the benefit of acquisition of academic skills in real life settings before the acquisition of the skills has any meaning. Therefore, in order to provide students with opportunities to develop these kinds of skills and the environment or environments in which to acquire and reinforce these skills, the system of schooling must be encouraged to use all of the resources that are and may become available and must be provided with the appropriate amount of flexibility to create an opportunity for enhanced workplace learning experiences. A community-based workplace learning program, called "workstart", should therefore be established to provide these kinds of opportunities. The program is only a beginning and will require the support and active participation of the business community in order to allow schools to create programs which will meet the requirements of today's workplace. The goal of the program is to provide those students who are about to enter the workplace of today from the secondary education system with the skills necessary not only to enter the workplace, but also to be productive, flexible, and useful workers once they arrive. Districts are also encouraged to provide academic experiences which are articulated with and reinforce experiences of students in the workplace setting.

Sec. 2. Section 258.4, Code Supplement 1991, is amended by adding the following new subsection:

**NEW SUBSECTION. 12.** Notwithstanding the accreditation standard and process contained in section 256.11 for vocational education for students in grades nine through twelve, provide a process that permits school districts to establish community-based workplace learning programs, called "workstart" programs, that provide students with competency-based learning experiences that reinforce basic academic skills and include, but are not limited to, new and